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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:  
FENG LIN

Serial No.: 10/623,959

Filed: JULY 21, 2003

For: A PHASE DETECTOR FOR REDUCING  
NOISE

Group Art Unit: 2817

Examiner: CHANG, JOSEPH

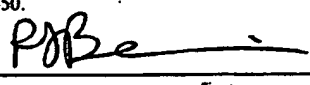
Conf. No.: 6056

Atty. Dkt.: 2008.007700/03-0457

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**APPEAL BRIEF**

**MAILSTOP APPEAL BRIEF-PATENTS**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8	
DATE OF DEPOSIT:	Apr. 3, 2006
I hereby certify that this paper or fee is being deposited with the United States Postal Service with sufficient postage as "FIRST CLASS MAIL" addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.	
 _____ Signature	

Sir:

On January 27, 2006, Appellants filed a Notice of Appeal in response to a Final Office Action dated October 27, 2005, issued in connection with the above-identified application. In support of the appeal, Appellants hereby submit this Appeal Brief to the Board of Patent Appeals and Interferences.

Since the Notice of Appeal for the present invention was received and stamped by the USPTO Mailroom on February 1, 2006, the two-month date for filing this Appeal Brief is April 1, 2006. Since April 1, 2006 falls on a Saturday, this Appeal Brief is being mailed on Monday, April 3, 2006, therefore, it is timely filed.

If an extension of time is required to enable this paper to be timely filed and there is no separate Petition for Extension of Time filed herewith, this paper is to be construed as also constituting a Petition for Extension of Time Under 37 CFR § 1.136(a) for a period of time sufficient to enable this document to be timely filed.

The Commissioner is authorized to deduct the fee for filing this Appeal Brief (\$500.00) from Williams, Morgan & Amerson, P.C., Deposit Account No. 50-0786/2008.007700. No other fee is believed to be due in connection with the filing of this document. However, should any fee under 37 C.F.R. §§ 1.16 to 1.21 be deemed necessary for any reason relating to this document, the Commissioner is hereby authorized to deduct said fee from Williams, Morgan & Amerson, P.C., Deposit Account No. 50-0786/2008.007700.

#### **I. REAL PARTY IN INTEREST**

The present application is owned by Micron Technology, Inc.

#### **II. RELATED APPEALS AND INTERFERENCES**

Appellant is not aware of any related appeals and/or interferences that might affect the outcome of this proceeding.

#### **III. STATUS OF CLAIMS**

Claims 1-13 remain pending in this application. Claims 1, 2 and 7-13 are rejected under 35 U.S.C. 102(e) as being anticipated by U.S. Patent 6,744,293 (*Fu*) for reasons of record. Claims 4-6 are rejected under 35 U.S.C. 103(a) as being unpatentable over *Fu* for reasons of record. Claim 3 is objected to.


**X. RELATED PROCEEDINGS APPENDIX**

There are no related appeals and/or interferences that might affect the outcome of this proceeding.

In view of the foregoing, it is respectfully submitted that the Examiner erred in not allowing the claims (claims 1, 2, and 4-13) pending in the present application over the prior art of record. The undersigned attorney may be contacted at (713) 934-4064 with respect to any questions, comments, or suggestions relating to this appeal.

Respectfully submitted,  
WILLIAMS, MORGAN & AMERSON, P.C.

Date: 4/3/06

  
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